Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. – 71.   (Canceled).

72.   (New)   A voice data transmitting and receiving system comprising:

a transmitting terminal including:

a first generation unit that generates voice data Real-time Communication Packets (RTPs) based on received data;

a division unit that divides the voice data RTPs into a plurality of voice data RTPs in clause units;

a second generation unit that combines the plurality of voice data RTPs in the clause units obtained by the division unit to generate a single piece of packet data;

a third generation unit that converts the single piece of packet data generated by the second generation unit into file data; and

a monitor unit that observes a communication status,

wherein, according to the communication status monitored by the monitor unit,

the transmitting terminal transmits the data generated by the first generation unit through a transmission path when the communication status is normal,

transmits the data generated by the second generation unit when the communication status is poor, and

transmits the data generated by the third generation unit when the communication status is poor even further, and

a receiving terminal that restores received data to reproduce voice data,

wherein the receiving terminal restores the voice data RTPs when the voice data RTPs are transmitted through the transmitting path in the normal communication status,

obtains packet data in the clause units by performing packet division on the received single piece of packet data and restores the plurality of voice data RTPs when the single piece of packet data is transmitted in the poor communication status,

and restores the file data when the file data is transmitted in the further poor communication status.

73.   (New)   The voice transmitting and receiving system according to Claim 72, wherein the receiving terminal recognizes data missing in the received data based on the received file data, and decides whether to send out a data re-transfer instruction or execute an interpolation process on the received data.

74.   (New)   The voice transmitting and receiving system according to Claim 72, wherein identification information is added to the file data transmitted from the transmitting terminal.

75.   (New)   The voice transmitting and receiving system according to Claim 74, wherein the receiving terminal takes out the transmitting data from the received file data based on the identification information.

76.   (New)   The voice transmitting and receiving system according to Claim 72, wherein the division unit divides the voice data RTPs by voice recognition.

77.   (New)   The voice transmitting and receiving system according to Claim 72, wherein the division unit divides the voice data RTPs according to an instruction by a user.

78.   (New)   The voice transmitting and receiving system according to Claim 72, wherein the division unit divides the voice data RTPs based on a sound level of the received voice data.

79.   (New)   The voice transmitting and receiving system according to Claim 72, wherein the division unit divides the voice data RTPs based on change in a sound pitch of the received voice data.

80.   (New)   The voice transmitting and receiving system according to Claim 72, wherein the division unit divides the voice data RTPs based on a measured movement of a user's lips.

81.   (New)   The voice transmitting and receiving system according to Claim 72, wherein the division unit divides the voice data RTPs based on a measured vibration in a user's throat.

82.   (New)   A method, comprising:

generating, by a first generation unit, voice data Real-time Communication Packets (RTPs) based on received voice data;

dividing, by a division unit, the voice data RTPs into a plurality of voice data RTPs in clause units;

combining, by a second generation unit, the plurality of voice data RTPs in the clause units to generate a single piece of packet data;

converting, by a third generation unit, the single piece of packet data into file data; and

observing, by a monitoring unit, a communication status,

wherein a transmitting terminal, which comprises the first generation unit, the division unit, the second division unit, the third generation unit, and the monitoring unit:

transmits the voice data RTPs generated by the first generation unit in response to a first communication status,

transmits the single piece of packet data generated by the second generation unit in response to a second communication status, and

transmits the file data generated by the third generation unit in response to a third communication status.

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83. (New) The method according to Claim 82, further comprising adding identification information to the file data.

84. (New) The method according to Claim 82, wherein the division unit divides the voice data RTPs based on voice recognition information.

85. (New) The method according to Claim 82, wherein the division unit divides the voice data RTPs according to an instruction by a user.

86. (New) The method according to Claim 82, wherein the division unit divides the voice data RTPs based on a sound level of the received voice data.

87. (New) The method according to Claim 82, wherein the division unit divides the voice data RTPs based on change in a sound pitch of the received voice data.

88. (New) The method according to Claim 82, wherein the division unit divides the voice data RTPs based on a measured movement of a user's lips.

89. (New) The method according to Claim 82, wherein the division unit divides the voice data RTPs based on a measured vibration in a user's throat.

90. (New) The method according to Claim 82, wherein a communication quality associated with the first communication status is superior to a communication quality associated with the second communication status, and the communication quality associated with the second communication status is superior to a communication quality associated with the third communication status.